S.B. CRIMINAL REVISION PETITION NO.1153/2007.

(BHERU SHANKER VS. STATE & ORS.)

DATE OF ORDER : 16.11.2007.

HON'BLE MR. GOVIND MATHUR, J.

Mr. M.K. Garg for the petitioner.
Mr. Vishnu Kachhawaha, Public Prosecutor.

This revision petition under Section 397 read with Section 401 of Code of Criminal Procedure is preferred to assail validity, propriety and correctness of order dated 02.07.2007 passed by learned Additional Chief Judicial Magistrate, Rajsamand dismissing the protest petition filed by the petitioner and accepting the final report bearing No.159/1998 arising out of investigation made in FIR No.186/1998, P.S. Rajnagar, District Rajsamand.

Learned court below after considering the entire material available on record reached at a specific conclusion that no evidence was available to prove the allegations made against the respondents and further held that the genuineness of the will in question can be examined in civil proceedings.

I do not find any illegality in the order impugned that may warrant interference of this Court in revisional jurisdiction. Thus, the revision petition is dismissed.

(GOVIND MATHUR)J.

Anil/